



RESOLUTION

APPROVING THE AMENDMENT TO THE GRANT OF EASEMENT WITHIN THE WAIMANALO GULCH SANITARY LANDFILL FOR ELECTRICAL LINES TO HAWAIIAN ELECTRIC COMPANY, INC., WITHIN TMK: 9-2-003:73

WHEREAS, Section 46-66, Hawaii Revised Statutes, as amended, (HRS) authorizes each county, subject to approval of the council, to grant, sell, or otherwise dispose of any easement for particular purposes by direct negotiation or otherwise, including easements for any public utility purpose; and

WHEREAS, by Resolution 08-185, CD1, dated October 15, 2008, Hawaiian Electric Company, Inc. (HECO) was granted three overhead easements described as Parts 1, 2, and 3 within the Waimanalo Gulch Sanitary Landfill for its electrical lines and poles for a 25-year term ending January 20, 2032 for the easement fee of \$50,000; and

WHEREAS, the Department of Environmental Services (ENV) requested the relocation of certain overhead electrical lines and poles within the easement described as Part 1, situated within a portion of TMK: 9-2-003:73; and

WHEREAS, said relocation was mutually agreed upon by ENV, HECO, and an adjoining landowner, and was reviewed and approved by the State Public Utilities Commission, as required; and

WHEREAS, the locations of the existing easement (described as RW 2003-068, Part 1) and the relocated easement (described as RW 2003-068A, Part 2) are shown on the map attached as Exhibit A; and

WHEREAS, said relocation will be performed at HECO's expense, except for potential payment by the City of certain costs resulting from any project delay or cancellation not caused by HECO; and

WHEREAS, HECO will continue to abide by all terms and conditions of the easement grants, as amended; and

WHEREAS, the granting of the amended easement with respect to that portion of the easement granted by the City will be in accordance with Section 46-66, HRS; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu, that it approves the amendment to the grant of easement in fulfillment of the above-referenced relocation requirements; and

BFS-WAIMANALO GULCH-ESMT.R13



RESOLUTION

BE IT FURTHER RESOLVED that the amendment of the easement grant shall be made in accordance with the recommendations of the Director, Department of Budget and Fiscal Services, and/or designee, and with all applicable laws and city policies; and

BE IT FURTHER RESOLVED that the Director, Department of Budget and Fiscal Services, and/or designee shall be authorized to sign the amendment and other necessary documents; and

BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director, Department of Budget and Fiscal Services.

INTRODUCED BY:

[Handwritten signature]

(br)

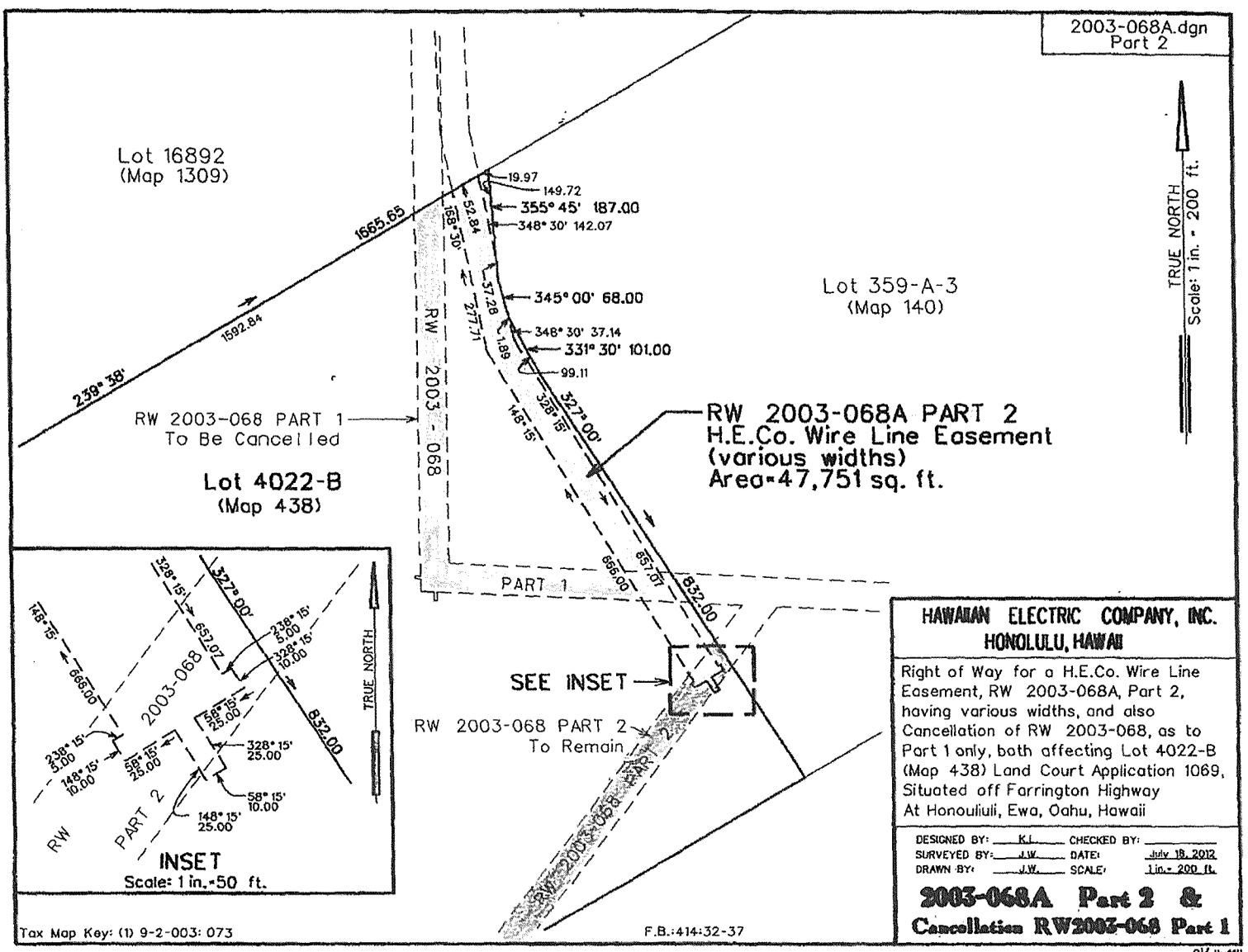
Councilmembers

DATE OF INTRODUCTION:

AUG 21 2012

Honolulu, Hawaii

2003-068A.dgn
Part 2



HAWAIIAN ELECTRIC COMPANY, INC.
HONOLULU, HAWAII

Right of Way for a H.E.Co. Wire Line Easement, RW 2003-068A, Part 2, having various widths, and also Cancellation of RW 2003-068, as to Part 1 only, both affecting Lot 4022-B (Map 438) Land Court Application 1069, Situated off Farrington Highway At Honolulu, Ewa, Oahu, Hawaii

DESIGNED BY: K.I. CHECKED BY:
 SURVEYED BY: J.W. DATE: July 18, 2012
 DRAWN BY: J.W. SCALE: 1 in. = 200 ft.

2003-068A Part 2 & Cancellation RW2003-068 Part 1

Tax Map Key: (1) 9-2-003: 073

F.B.:414:32-37

8/2"x11"

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
C E R T I F I C A T E

RESOLUTION 12-218

Introduced: 08/21/12 By: ERNEST MARTIN (BR)

Committee: PUBLIC WORKS AND
SUSTAINABILITY

Title: RESOLUTION APPROVING THE AMENDMENT TO THE GRANT OF EASEMENT WITHIN THE
WAIMANALO GULCH SANITARY LANDFILL FOR ELECTRICAL LINES TO HAWAIIAN ELECTRIC
COMPANY, INC., WITHIN TMK: 9-2-003:73

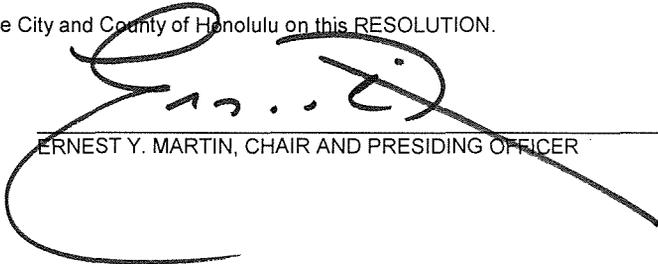
Links: [RES12-218](#)
[CR-305](#)

Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

PUBLIC WORKS AND SUSTAINABILITY	08/29/12	CR-305 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION.							
COUNCIL	09/12/12	CR-305 AND RESOLUTION 12-218 WERE ADOPTED.							
ANDERSON	Y	BERG	N	CACHOLA	A	CHANG	Y	GARCIA	Y
HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y				

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER